



AGENDA

Meeting of the Nelson City Council to hear submissions to the

Camping Bylaw Revocation

Tuesday 27 August 2013
Commencing at 9.00am
Council Chamber
Civic House
110 Trafalgar Street, Nelson

Membership:

His Worship the Mayor Aldo Miccio, Councillors Ian Barker, Ali Boswijk (Deputy Mayor), Gail Collingwood, Ruth Copeland, Eric Davy, Kate Fulton, Paul Matheson, Jeff Rackley, Pete Rainey, Rachel Reese, Derek Shaw and Mike Ward



Council – to hear submissions to the Camping Bylaw Revocation

27 August 2013

1576233

Page No.

Apologies

- 1. Interests
- 1.1 Updates to the Interests Register
- 1.2 Identify any conflicts of interest in the agenda
- 2. Confirmation of Order of Business
- 3. Submissions to the Camping Bylaw Revocation
- 3.1 Hearing Schedule

9.00am	9	Peter Pattullo	Tasman Bay Backpackers
Time	Sub	Speaker's Name	Organisation

3.2 Submissions Index

3

Document number 1554675

3.3 Copy of Submissions

4-24

Document number 1572635

Note: At the time of distributing the agenda, the submissions period was still open. An updated Hearing Schedule and Copy of Submissions will be distributed prior to the meeting. This will include any submissions received after the agenda was issued and before the submissions period closed.

Note:

• The Council – Governance meeting will commence immediately after this meeting.

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9	6	Andy Swanson			
10	7	Brendon Turner			
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15-22	10	Mark Howard	NZ Motorhome and Caravan Forum		
23	11	Queenie Ballance	Local Issues, Nelson National Council of Women		
24	12	Ken and Carol Redwood			

From:

Submissions

Sent:

Thursday, 8 August 2013 11:46 a.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Thursday, August 08, 2013 11:46:14 AM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Andrew Garrett

Organisation represented (if applicable) Your email address

andyg@kauridigger.com

Your phone number

548-8062

Your address

21 Wakefield Quay Nelson

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

I oppose the repelling of the current bylaw.

Council public relations has put forward that "there are fewer complaints about freedom campers, therefore the public is becoming more tolerant". This is a RIDICULOUS, unsupported assertion. Why are there fewer complaints? Because we've made it harder for freedom campers.

Keep it that way. A few more campervans may mean a few hundred dollars a day going into the pockets of a handful of merchants, meanwhile 40,000 residents have to suffer the sight of ugly campervans with massive branding, crowded parking and so on.

Council does not work for merchants only. Respect the wishes of ratepayers.

Would you like to attach a file in support of your submission?

From:

Submissions

Sent:

Thursday, 8 August 2013 4:37 p.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Thursday, August 08, 2013 4:37:12 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Chris Roff

Organisation represented (if applicable) Your email address

chrisroff@xtra.co.nz

Your phone number

642102484834

Your address

1 Atarau Way Tahunanui Nelson

Would you like to speak at a Council hearing in support of your submission?

Yes

Your submission

As a Nelson resident and a NZ citizen I fully support the Council's proposal to revoke the Camping Bylaw (220). Furthermore, I fully support a permissive approach to freedom camping throughout New Zealand. We are fortunate to live in a country which is sparcely populated, with world class opportunities for both locals and visitors to appreciate the outdoors in non-commercial and wilderness locations. A permissive approach to freedom camping is not only consistent with the worldwide image of New Zealand, as a country in which the outdoor experience can be fully appreciated, but also something which many New Zealanders really value.

From:

Submissions

Sent:

Thursday, 8 August 2013 5:04 p.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Thursday, August 08, 2013 5:04:28 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

jeff rawlings

Organisation represented (if applicable)

Your email address

jeffandkatie I 0@yahoo.co.nz

Your phone number

0210339471

Your address

35 bledisloe av, stoke, nelson 7011

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

self contained freedom camping should be encouraged, it has no disadvantages and to ban it is extremely short sighted of any council. Encouraging people to stay in the nelson region by welcoming freedom camping can only be good for every level of the economy.

From:

Submissions

Sent:

Thursday, 8 August 2013 8:02 p.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Thursday, August 08, 2013 8:01:44 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

David remnant

Organisation represented (if applicable) Your email address

drem77@yahoo.co.uk

Your phone number

02102576876

Your address

5 observatory terrace

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

Yes, please revoke the law so more locals can have affordable weekend breaks.

From:

Submissions

Sent:

Friday, 9 August 2013 9:02 a.m.

To: Subject: Administration Support FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Friday, August 09, 2013 9:02:20 AM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Angela Sargeant

Organisation represented (if applicable) Your email address

lewis.angela@xtra.co.nz

Your phone number

03 5486442

Your address

69 Chamberlain St Nelson 7011

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

Please revoke Camping by-law 220

From:

Submissions

Sent:

Friday, 9 August 2013 11:14 a.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Friday, August 09, 2013 11:14:23 AM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Andy Swanson

Organisation represented (if applicable)
Your email address

xmek8@clear.net.nz

Your phone number

0275668729

Your address

254 the Ridgeway Nelson 7011

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

I believe a self contained camper van should be allowed to park and overnight freely within reason throughout our district. Campers in vehicles or tents without provision for collection of domestic refuse and litter (A rubbish bin or bag) and without the facility to retain human waste (a portable toilet with suitable storage capacity) should be restricted to certain sites only.

These rules should be able to be enforced via powers granted to suitably qualified council staff or contractors backed by a fine if necessary.

Penalising responsible campers for the sake of those that leave a mess is lazy policy making.

Jackie Scrivner

From:

Submissions

Sent:

Saturday, 10 August 2013 8:58 a.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

Follow Up Flag: Flag Status:

Follow up Completed

Categories:

Orange Category

From: Council Enquiries (Enquiry)

Sent: Saturday, August 10, 2013 8:57:39 AM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Brendon Turner

Organisation represented (if applicable)

Your email address

brendonturnernz@gmail.com

Your phone number

03-5488988

Your address

17 Harper Street Nelson

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

Yes, I am in support of getting rid of the current camping bylaw. I feel the freedom of New Zealanders to be able to explore our beautiful country is fundamental to each kiwi having a rich life no matter now much money you have. I also believe with responsible freedom camping you encourage more activity around our country which will have greater economic benefits to the each region. We should be supporting all New Zealanders and visitors to our country to experience the amazing potential that we have, and not restrict it to the wealthy, especially as camping in camp grounds is becoming very expensive and there is now fewer camp grounds in the prime spots. Lets work towards making very single kiwi live a rich life. Thank you, Brendon

Jackie Scrivner

From: Submission

Sent: Friday, 9 August 2013 5:47 p.m.

To: Administration Support

Subject: FW: Camping bylaw submission

Follow Up Flag: Follow up Flag Status: Completed

Categories: Orange Category

From: Council Enquiries (Enquiry)
Sent: Friday, August 09, 2013 5:47:01 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Verena Greve

Organisation represented (if applicable) Your email address

goodgreve@yahoo.co.nz

Your phone number

5480869

Your address

44 Wellingtonstr

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

As I took the time in 2011 to express my concerns regarding the planned Camping Bylaw, I now like to express my appreciation about the plan to revoke this Camping Bylaw.

As people in general are more motivated to express their concern than to express their appreciation, I fear that you might get more submissions expressing disapproval than approval.

I rather live in a country that supports individual freedom than collective restriction.

I think we all know that in any society exist antisocial and careless individuals and we have long learned (or should have) that antisocial behavior cannot be regulated via laws and can only be responded to with consequences. Otherwise we soon have to outlaw picnicing in public places as well.

I still cannot understand why camping should be outlawed in public parks and reserves, as it is there where you find the public toilets and it would provide a marvelous oportunity for meeting and exchange between residents and visitors.

Would you like to attach a file in support of your submission?

From:

Submissions

Sent:

Thursday, 15 August 2013 8:50 p.m.

To:

Administration Support

Subject: Attachments:

FW: Camping bylaw submission Freedom-camping-bylaw-feedback.docx

Categories:

Blue Category

From: Council Enquiries (Enquiry)

Sent: Thursday, August 15, 2013 8:49:54 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Peter Pattullo

Organisation represented (if applicable)

Tasman Bay Backpackers

Your email address

pattullos@xtra.co.nz

Your phone number

021 242 8577

Your address

10 Weka Street

Nelson

Would you like to speak at a Council hearing in support of your submission?

Your submission

see attached

Would you like to attach a file in support of your submission?

Freedom-camping-bylaw-feedback.docx - Download File

Background

The Freedom Camping Act 2011 (the national law) is at odds with the Nelson Bylaw. From our understanding, it seems the main problem NCC have is that the national law says you cannot make a bylaw that imposes a "blanket ban" on freedom camping. The old NCC bylaw does this. Therefore the NCC has to abolish the bylaw it as it cannot be enforced.

The National Law is now in effect. What it says is

- you cannot freedom camp in MOST areas. The council specifies these (in Nelson that is residential and park land)
- you can freedom camp on public land that is not excluded, as long as you don't litter (\$200 instant fine enforceable by Police)

NCC would like campers that are not self contained to camp near public toilets (not sure on the position of Neale Park). However the 3 big carparks in the centre are ok to camp, which of course raises the question of tourist safety – we would be concerned about tourists being robbed or hurt by unruly behaviour and especially in the weekends.

Aside from the issues of toilets and the waste from these toilets, we see other just as important issues.

- Safety (as talked about above)
- Health (contaminated drinking water, poisoning through gas cooker or heater fumes in enclosed spaces)
- Fire risk (a gas cooker on the boot of your old car next to the fuel tank)
- Loss of income for local accommodation providers
- Crowding out other paying "legitimate" users from popular park areas/attractions (110 000 freedom campers in the Nelson region in 2011 as per government statistics)
- Freeloaders at hostels trying to use facilities causing thousands of dollars in damage, cost (power & ware and tare) for owners
- Cost of providing facilities like Neale Park toilets for ratepayers not acceptable, cost of enforcement by security companies.
- Most freedom campers are actually from Countries where freedom camp is NOT permitted (in Germany you even have to pay to use a public toilet). Uk=not permitted, France=not permitted,
- Ratepayers are losing as council owned campgrounds miss out (Council effectively competes
 against its own ratepayers by offering free camping as opposed to \$6 camping on ratepayer
 owned campgrounds)

We also question the argument that these freedom campers are benefitting the local economy in a meaningful way.

- The van they buy is most likely bought from another overseas tourist, so there is no money staying in the country. They will also sell it again to an overseas tourist.
- They may shop in an Australian owned supermarket no money staying in the country

• These tourists will also take advantage of the many wonderful activities that they can do for free in the region (walking the Abel Tasman) which at the end of the day is subsidised by our rates and taxes. The issue here being just how much more do we as an industry need to subsidise our visitors (of note here is why legitimate users rightly complain that the hut fees on the Abel Tasman Park walk have gone up to \$35 per night).

Summary

The language used states - "The message from central government has been quite clear. We should welcome freedom camping, which is popular with kiwis and international visitors alike" While they may not be spending on accommodation, they will be shopping, eating out, and trying out lots of local activities so there's still a huge economic benefit for our town. They'll also tell others of the friendly reception they got in Nelson, encouraging further visitors to come to our beautiful city.

We have issue with this summary, much of our concerns being raised above.

- We would question how many Kiwis freedom camp in the style and way that is in question here
- Many of these tourists shop in foreign owned supermarkets and will embark on "free" activities
- Their impression of Nelson after a Friday night camping in Buxton Square may not be encouraging to other visitors

Natascha Van Dien

From:

Submissions

Sent:

Saturday, 17 August 2013 9:55 a.m.

To:

Administration Support

Subject:

FW: Revocation of Freedom Camping Bylaw (220)

Attachments:

NelsonSubmission2.pdf

Categories:

Yellow Category

From: Forum Admin[SMTP:ADMIN@NZMOTORHOME.CO.NZ]

Sent: Saturday, August 17, 2013 9:54:28 AM

To: Submissions

Subject: Revocation of Freedom Camping Bylaw (220)

Auto forwarded by a Rule

Dear Sir/Madam

Please find attached a submission on the proposal to revoke by law 220 on Freedom Camping. This submission is presented on behalf of the NZ Motorhome and Caravan Forum, an on-line discussion forum with around 3600 memberships.

We regret that we will be unable to present our submission in person.

Thank you for the opportunity to present it.

Mark Howard

(Founder)

NZ Motorhome and Caravan Forum

2 Petrie St

Pomare

Rotorua

Phone (07) 3478783

Submission to Nelson City Council on Revocation of Freedom Camping Bylaw 220

on behalf of The NZ Motorhome and Caravan Forum

Introduction

A submission on the proposal to revoke the 2011 Freedom Camping bylaw (220).

This submission is on behalf of the NZ Motorhome and Caravan Forum (www.nzmotorhome.co.nz/NZMotorhomeForum), an online community with over 3500 members who share the common interest of motorhome and caravan travel in New Zealand

A large number of Forum members freedom camp responsibly, that is, using Certified Self Contained (CSC) vehicles (complying with New Zealand Standard 5465:2001). With the passing of the Freedom Camping Act (FCA) and some District Councils' response to it, this topic has been the subject of much discussion on the Forum's pages. Members are widely concerned at the potential loss of opportunities for responsible owners of CSC vehicles.

Basis of Submission

- The Forum's submission is to support the council's proposal to revoke the existing Freedom Camping bylaw which essentially imposed a blanket ban on any sort of camping or overnight parking outside of registered Motor Camps
- It is noted that council intends to use provisions of the Nelson Resource Management Plan, the Reserves Act, individual Reserve Management Plans to control Freedom Camping in the city.
- We are concerned that these plans, in their current forms, will serve to frustrate council's stated aim: "Nelson wants to be welcoming to visitors who camp responsibly." because they apparently (currently) prevent the use of your more attractive parks and reserves for overnight parking by CSC vehicles.

 We have a further concern that Council believes that it can employ the infringement regime embodied in the Freedom Camping Act in circumstances where no "offence" has been committed.

Economic Benefit to District

Your businesses need all the assistance that they can get from their council and we imagine that council spends a significant amount of money on promotions to attract visitors to spend time - and money - in the city.

Once these promotions have successfully attracted people to visit, why would you then require motorhome based visitors to stay in either the CBD or an industrial area rather than allowing them to choose to stay in one of your many attractive parks or reserves? If visitors find the park-over opportunities offered by the city agreeable, they are more likely to stay (and spend) for an extra day or two.

There are in excess of 25,000 CSC motorhomes in NZ and their occupants spend freely wherever there are ample attractions and outlets such as in your city: supermarkets and other shops, bakeries, cafes and restaurants, gas stations as well as your many tourist attractions and activities. Recent report (2012) on behalf of the NZ Tourism Board suggest the average spend for such visitors is \$195 per day.

If your city is truly welcoming to these visitors, the economic benefits, through longer stays, will be substantial.

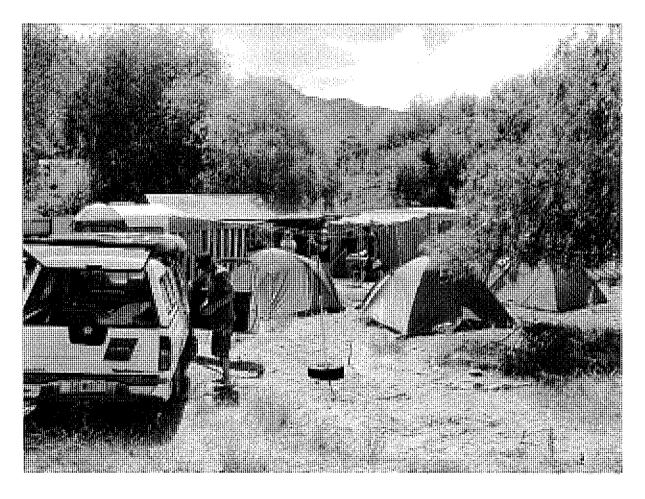
There is Camping - and there is Camping

The reserve management plans and the Reserves Act, which you will be relying on to govern Freedom Camping, probably contain rulings about where "camping" is and is not allowed.

We ask that you consider 2 aspects of this:

1. There are vast differences between activities that can be defined as "camping".

The picture below shows one activity which is described as "camping". There is significant impact on the land, vegetation and any nearby residents. It is questionable how environmentally friendly the toilet and ablutionary facilities are in this sort of situation.



This is clearly very good, wholesome family fun - but we fully understand that you would wish to protect your reserves and residents from this sort of camping activity within your council boundaries. Such camping is rightfully to be restricted to designated camping grounds and backcountry areas.

The following activity is also described as "camping".



We hope that you agree that the parking of a self contained motorhome overnight represents a very different impact on both the reserve and on any nearby residents, even if it were to be encouraged within park in the the residential areas of your city.

The picture was taken in the Hackett reserve in the Aniseed valley.

2. What effects of Camping would you be seeking to mitigate by a prohibition?

It is accepted that tenting and "camping" *in vehicles without self-containment* should be properly restricted (generally) to registered camping grounds. In the case of the vehicles with no self-containment, you may decide to allow overnighting in some public reserves where public toilets are available.

Therefore, in seeking to mitigate negative effects, you only need consider the effects that a

self-contained camper would have on the environment:

a. Access by residents

If this is a valid objection, it may be addressed by signage, which directs parking to a particular acceptable area and between particular acceptable times.

b. Damage to land and vegetation

Signage restricting stays to a certain number of days (so that grass cover is not damaged), specifying maximum vehicle weight and, if necessary, prohibiting the use of awnings and ground mats would be enough to eliminate these risks. In fact some other councils have found that the incidence of motorised hooligans, causing damage to reserve grass areas, has been significantly diminished when CSC vehicles are encouraged to stay overnight.

c. Visual effect for residents.

The intention of government through the FCA was to allow freedom camping as the default position. Restrictions could be imposed for a number of reasons: the views of residents was not one of them.

Having said that, on balance, the owners of self-contained campers do not present the same social and visual risks as do the users of sleeper vans and touring station wagons. We expect that these risks, nevertheless, would be adequately managed through the imposition of a maximum number of night's stay and a maximum number of vehicles. In some places you may consider it appropriate to limit the use of awnings and outside furniture in order to reduce visual impact.

The impact of self-contained motorhomes and campervans, in all these areas, is minimal and can be managed. We contend that management will be of greater benefit to your city than will the prohibition of overnighting from the majority of your city.

PDF RAD 1580463 2(

Review of Resource Management Plans

We ask that you seriously consider taking these two aspects of:

- the breadth of the definition of camping,
- and the minimal effects of CSC overnight parking.

into account when you review your reserve management plans, with a view to expanding the number of places that visitors can park overnight beyond merely urban car-parks, to include some of your more attractive parks and reserves.

One of the outcomes that you hope will arise from your proposal to revoke the current bylaw is that:

"[Campervanning visitors] will also tell others of the friendly reception they got in Nelson, encouraging further visitors to come to our beautiful city."

We believe that will not happen until such time as you find a way to give visitors more attractive choices of park-overs by reviewing your reserve management plans in a way that allows you to offer such places in your parks and reserves.

If it is your intention to allow overnighting in some of your reserves merely by not actively policing its prohibition, that is a poor substitute for having appropriate laws in place because law-abiding visitors (the sort that are preferred, we expect) will see that overnighting is prohibited and move on out of your city: they will not test your leniency.

Use of FCA Infringement Regime

We note that council intends to use the FAC infringement regime to control freedom camping:

With this option Council can also use the provisions of the Freedom Camping Act 2011 to manage the effects of freedom camping and can issue instant fines of \$200 for some offences under the Act such as causing damage to an area or its flora or fauna, depositing waste or failing to leave an area when requested to do so by an enforcement officer.

We agree with most of this statement but doubt that you may impose an instant fine on someone for "failing to leave an area when requested to do so by an enforcement officer" since that is not defined as an offence under the FCA.

Conclusion

We thank you for the opportunity to present these submissions:

- we support your proposal to revoke the existing freedom camping bylaw
- we urge you to review your reserve management plans with a view to freeing up more parks and reserves for freedom camping.
- we ask that you take another look at the circumstances that allow you to employ the FCA infringement regime.

We regret that we will be unable to present our submissions in person.

Mark Howard

on behalf of NZ Motorhome and Caravan Forum 2 Petrie St. Westbrook, Rotorua

PDF RAD 1580463

13 436 201

MELSON CITY COUNT	<u> </u>		
The Nelson City Council wants your opinion Service Service Please tell us what you think.	01	ffice Use Only	
Please type or print clearly. Remember to read the submission writing guidelines (over) before starting.		Submission Number	
Name Queenie Ballance	File Ret	INITIALS	
Daytime phone 5.39 0459			
Address 6, Broughan St., Nelson 7010			
Organisation represented (if applicable) Local Issues, Nelson	Natio	onal Council of	Doner
Do you wish to be heard in support of your submission?	. ⊠NO	# of pages	
If you do not tick a box we will assume you do not	wish to	be heard.	
Public information Submissions to Council consultation are public information. You included in reports, which are available to the public and the		nission will be	
The consultation/proposal my submission relates to:			
Proposal to Revoke, N. CC. Camping B	ylaw	(Bylnw 220)	
My submission is:			
1. The Buxton Square a Montgomery car pac	les W	there camping	
is allowed under the proposal, need		_	ing
by Council enforcement officers. He wa	<u>nder</u>	what authorite	-1
they will have to ensure good behave	1025	and for to move	
campers to more sichable sports			
2. De see the area in Tahunani a	<u> ک</u>	wable forcer	jug -
again if monitored. He suggest hold	<u> </u>	1 D Nepd	
good signage and some mours of ensu	ring	vehilles move	·
out hopore day time users of the a	ceas c	asrive.	
3. We point out that cental vehicles,	sle i	or all be	
collected from local outlets. Do suge	est in	Sormatai	
on Freedom Camping need to go to restal	outh	ets in all the	
main centrei			
1 thank you for exabling my organi	satori	15 postiupa	lē.
in discussion.			
Date Ongwy 19 H 2013 Signature Onan	å B	allance.	

Help with making a submission overleaf...



Nelson City Council te kaunihera o whakatū

PO Box 645 • Nelson 7040 • 03 546 0200 www.nelsoncitycouncil.co.nz

From:

Submissions

Sent:

Monday, 19 August 2013 5:39 p.m.

To:

Administration Support

Subject:

FW: Camping bylaw submission

From: Council Enquiries (Enquiry)

Sent: Monday, August 19, 2013 5:38:56 PM

To: Submissions

Subject: Camping bylaw submission

Auto forwarded by a Rule

Camping bylaw submission

Your name

Ken and Carol Redwood

Organisation represented (if applicable)

Your email address

kcred@live.com

Your phone number

0212728615

Your address

2/425 Main Road Stoke Stoke Nelson 7011

Would you like to speak at a Council hearing in support of your submission?

No

Your submission

We are pleased that Nelson is now becoming more welcoming to tourists in CSC motorhomes. As members of the NZMCA we have travelled in the NI and frequently get comments from NI members who have travelled through this area re feeling unwelcome in Nelson. One member told us that they went on to Richmond Mall and stocked up ,spending \$500 there because they couldn't find anywhere to park in Nelson.

I would also like to suggest that directions to the transfer station and hours open be placed in a prominent position at the areas you have designated for camping.